PART III—Section 3

NOTIFICATIONS RELATING TO LOCAL SELF-GOVERNMENT

DODBALLAPUR TOWN MUNICIPALITY.

Notification, dated 12th April 1934.

The right to collect tolls at the toll-gates as noted in the Schedules A and B during the official year 1934-35 will be sold by public auction at the places and on the dates specified against each gate.

2. Every person intending to bid at the sale should deposit before hand an amount equal to one-sixth of the contract amount for the previous year as shown in the Schedule A, as earnest money. The deposits of all the bidders except the first two or three whose bids are to be recommended for acceptance will be returned at the close of the sale. The deposit of the successful bidder who will be called the contractor, will be returned only on fulfilment of the contract. The deposits of the remaining bidders will be returned soon after the confirmation of the sale.

3. The sale will not become absolute until confirmed by the authority noted in Schedule A, who reserves the final power of refusing or accepting, without assigning any reason whatever, the highest or any bid that may be offered.

4. The contractor shall, within fifteen days of the receipt of intimation of confirmation of the sale in his favour, execute an agreement on a duly stamped paper binding himself and his heirs to observe the conditions hereinafter set forth and to be subject to the penalties, forfeitures and liabilities referred to therein and when he does not hold property in Mysore shall furnish at least two sureties who own sufficient property in the Mysore State for the due performance of the contract.

5. The contract shall not be transferred by sale, gift or otherwise or sub-leased without the previous sanction of the Municipal Council.

6. The contract amount shall be paid in twelve equal monthly instalments in advance on the first day of every month into the Municipal Office, failing which, interest at the rate of 9 per cent per annum will be charged from the date of default.

7. The amount due from the contractor or his sureties shall be recoverable as if they were arrears of land revenue under the provisions of the Land Revenue Regulation and the rules thereunder.

8. The contractor shall have no claim to the fees recovered from persons compounding the payment of toll in accordance with the standing rules and orders approved by Government. He shall also pay along with the instalments, the authorised Local, Railway and Education cesses, if any, at the prescribed rates.

9. The contractor shall collect tolls only at the rates and at the gates on the traffic specified in Schedules A and B.

10. The contractor shall give to the person paying the toll a proper receipt showing the date and hour of payment of toll.

11. The contractor shall keep at the toll-gate true accounts of the daily collections and of the traffic passing through the toll-gate. These accounts shall be open to the inspection of the Municipal President. He shall, if required by the President, furnish to the Municipal Office at the end of every month, a true return for the month, showing the traffic passing through the gate in the prescribed form.

12. Toll-houses will be put up at the cost of the contractor at the prescribed gates and they should be removed soon after the close of the contract and sites vacated, else, they will be removed by the Municipality and the cost recovered by the contractor.

13. The contractor shall not be entitled to any remission of the contract amount or to any compensation on account of seasonal conditions or any other cause whatever.

14. The contractor and his employees shall always behave courteously towards the travelling public and shall not harass them or give them trouble of any kind.

15. The contractor shall conform generally to the rules published in the late Chief Commissioner's Notification No. 274, dated the 4th November 1876, and revised from time to time. He shall recognise all exemptions made by the statute or rules in force for the time being. He shall pay special attention to the following points:—

(*a*) A table of authorised tolls shall be legibly written in English and Kannada and shall be put up in a conspicuous place near the toll-gate.

(*b*) Animals drawing any vehicles for which tolls can be demanded are not to be charged with toll.

(*c*) No toll shall be levied afresh on any cart, etc., passing along the toll-gate, if within a period of twenty-four hours a toll has been collected thereon at a toll-gate.

(*d*) No toll shall be levied on through traffic.

(*e*) Carts laden with manure or other substance used as manure shall be treated as unladen and tolled accordingly.

(*f*) No toll shall be levied for the passage of Troops, or Military stores, or equipages or of Police Officers in uniform on duty or of any person or property in their custody or of any property *bona fide* belonging to Government, the proof of which should be established by the production of a pass or certificate from any officer of the Department to which the property belongs, such officer being duly authorised by the Deputy Commissioner or by Government to grant such certificates or passes. Such pass or certificate should be delivered up at the last toll-gate passed by the cart, or carriage conveying such property before it reaches the destination noted in such pass or certificate.

(*g*) No toll shall be levied for the passage of carriages, or carts, etc.—

(1) Belonging to the Municipal Council.

(2) Conveying Municipal servants on duty or property in the custody of such servants.

(3) Licensed to the Municipal Council.

(4) Assessed by the Municipal Council to Municipal taxtion provided the tax has been paid in advance.

(5) Possessed by a person who has compounded with the Municipal Council for a prescribed sum in accordance with the rules approved by Government.

(6) Engaged by the Postal Department to convey mails.

(7) Belonging to the Hon'ble the British Resident in Mysore.

(8) Belonging to Government servants travelling on duty who are certified by their respective immediate superiors as being not entitled to travelling allowance.

(9) Belonging to His Highness the Maharaja or His Highness the Yuvaraja.

(10) Belonging to British Military Officers in uniform, while passing through gates on duty.

(11) Belonging to the Dewan of Mysore.

(12) Belonging to the Heads of Mutts, who hold a Rahadari issued by a competent authority.

(13) Used for ambulance purposes.

(14) Cars used by Public Health Department.

(15) No toll shall be levied on the car conveying the Raja of Sandur.

16. Any breach of the above conditions or rules on the part of the contractor or his servants will entail the forfeiture of the deposit or the levy of a fine not exceeding Rs. 50 for each infringement. If the fine be not paid or in the event of instalments or other sums due not being paid within the prescribed date, it shall be competent to the Municipal President to suspend further collection of toll by the contractor and dispose of the right to collect the toll during the remaining period by a resale or otherwise. The resale will be held at the risk of the defaulting contractor, who shall be liable to make good all losses accruing, but shall not be entitled to any profits arising from the resale.

17. The imposition of fine or resale of the contract shall be no bar to the prosecution of the contractor or his employees for any offence or to the institution of other legal steps against them under any law in force for the time being.

18. The contractor should arrange at his own cost for the provision of " Danger Lights" 100 yards off on either side of toll-gates.

19. Bidders shall abide by the conditions of the sale set out below which shall be deemed to form part of this notification.

Conditions of sale.

1. Persons intending to bid at the sale must attend in person or by a duly accredited agent.

2. The amount by which the biddings are to be increased shall be determined by the officer conducting the sale. In the event of any dispute arising as to the amount of the bid or as to the bidder, the right to collect tolls at the toll-gate concerned shall at once be again put up to auction.

3. The officer conducting the sale shall not be bound to accept all bids as a matter of course; it shall be in his discretion to decline the acceptance of the highest bid or any bid whatever.

4. It shall be in the discretion of the officer conducting the sale to adjourn it to a date and hour specified by him.

SCHEDULE A.

Number	Names of Toll-gates	Situation of the gate	Whether toll is to be levied on through traffic, in-coming traffic or out-going traffic	Traffic specially exempted from payment of toll on account of the peculiar situation of the toll-gate or the special requirements to the people near the toll-gate	Amount of deposit required	Place of sale	Date of sale	Officer conducting the sale	Officer confirming the sale
1	Bangalore gate ... Aralamallige gate ...	Railway Station Road ... Nelamangala-Dodballapur Road.	Incoming traffic	Para 15	Rs. 500-0-0	Dodballapur Town Municipal Office,	14th May 1934, at 2 P.M.	Dodballapur Town Municipal President,	Dodballapur Town Municipal Council.
2	Swayambeswara Temple gate.	Do ...							
3	Mutyalamma Temple gate,	Kolar-Sompur Road ...							
		Do ...							
4	Munsiff Court gate	Bangalore-Hindupur Road.							
5	Sivapur gate	Sivapurvoni ...							

SCHEDULE B.

No.	Details of traffic	Rate
		Rs. a. p.
1	On every four-wheeled vehicle on spring	0 4 0
2	On every two-wheeled vehicle on spring	0 2 0
3	On every jatka or other vehicles drawn by men, bulls, bullocks, buffaloes, horses, ponies, asses or mules, if laden.	0 2 0
4	Do do do if not laden ...	0 1 0
5	On every motor car	0 4 0
6	On every motor bus or lorry	0 4 0
7	On every motor cycle	0 2 0
8	On every Zin riksha	0 2 0
9	On every bicycle or tricycle	0 1 0

S. MUNINANJAPPA,
President.

KOLAR TOWN MUNICIPALITY.

Notification, dated 10th April 1934.

It is hereby notified for general information that the right of collecting tolls on vehicles and animals entering the Municipal limits of Kolar Town for a period of twelve months from 1st July 1934 to the end of June 1935 will be sold by public auction in the Jubilee Hall, Kolar Town, by the President of the Municipality at 4 P.M., on Monday the 21st May 1934. The intending purchasers shall abide by the following conditions of the sale.

1A. The successful bidder must collect tolls only at the rates noted in the annexed schedules and at no higher rates.

1B. No toll shall be levied on through traffic.

2. The sale shall be subject to confirmation by the President who reserves to himself the power of refusing or accepting the highest or any bid without assigning any reason therefor.